

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of : Customer Number: 41552  
: :  
Stuelpnagel, John, et al. : Confirmation Number: 6751  
: :  
Application No.: 09/642,068 : Tech Center Art Unit: 1637  
: :  
Filed: August 18, 2000 : Examiner: Teresa E. Strzelecka  
: :  
For: COMPOSITIONS AND METHODS FOR PREPARING OLIGONUCLEOTIDE SOLUTIONS

**NOTICE OF APPEAL  
FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**CERTIFICATE OF ELECTRONIC TRANSMISSION**

I hereby certify that this correspondence is being electronically-transmitted to the  
United States Patent and Trademark Office on June 9, 2009.

/Carrie Hines/

Carrie Hines

Applicant hereby appeals to the Board of Appeals from the decision dated December 23, 2008 of the Primary Examiner finally rejecting claims 3, 4, 7, 10, 27, 33, 35-37, 54, 57, 58, 61-67 and 73.

Appeal Fee: \$540.00

☒ Charge to Deposit Account No. 502624.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

/Astrid R. Spain/

Astrid R. Spain  
Registration No. 47,956

11682 El Camino Real, Suite 400  
San Diego, CA 92130  
Phone: 858.720.3300 ARS:cjh  
Facsimile: 858.720.7800  
**Date: June 9, 2009**

**Please recognize our Customer No. 41552 as  
our correspondence address.**